

111TH CONGRESS  
1ST SESSION

# S. 1532

To establish partnerships to create or enhance educational and skills development pathways to 21st century careers, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 30, 2009

Mrs. MURRAY (for herself, Mr. BROWN, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To establish partnerships to create or enhance educational and skills development pathways to 21st century careers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Promoting Innovations to 21st Century Careers Act”.

6 (b) TABLE OF CONTENTS.—The table of contents of  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings; purposes.

Sec. 3. Definitions.

## TITLE I—CAREER PATHWAYS GRANTS

- Sec. 101. State partnership planning grants.
- Sec. 102. State partnership implementation grants.
- Sec. 103. Regional partnership subgrants.
- Sec. 104. State partnership transition grants.

## TITLE II—CAREER PATHWAYS PARTNERSHIP SUPPLEMENTAL GRANTS

- Sec. 201. State partnership supplemental grants program authorized.
- Sec. 202. Types of supplemental grants.

## TITLE III—GENERAL PROVISIONS

- Sec. 301. Establishment of the National Academic and Career Innovation Center.
- Sec. 302. Accountability and performance measurement.
- Sec. 303. Evaluation and research.
- Sec. 304. Benefits and labor standards.
- Sec. 305. Sunshine provision.
- Sec. 306. Authorization of appropriations and distribution.

**1 SEC. 2. FINDINGS; PURPOSES.**

2 (a) FINDINGS.—Congress finds the following:

3 (1) A highly skilled and agile workforce is nec-  
 4 essary to compete in the global economy and main-  
 5 tain the standard of living of the United States.

6 (2) According to a 2006 report by Civic Enter-  
 7 prises for the Bill and Melinda Gates Foundation,  
 8 nearly one-third of all public high school students in  
 9 the United States do not graduate, and in 2003,  
 10 3,500,000 youth ages 16 to 25 did not have a high  
 11 school diploma and were not enrolled in school.

12 (3) According to the Congressional Research  
 13 Service's analysis of data from the National Center  
 14 for Education Statistics, in 2002–2003 (the most re-  
 15 cent year for which all necessary data were reported  
 16 by all States) more than 25 percent of first-year

1 high school students in the United States did not re-  
2 ceive their diploma on time. By age 24, more than  
3 1 in 10 individuals do not have a high school di-  
4 ploma or its equivalent.

5 (4) High school dropouts have a high social  
6 cost. According to a 2006 report by Civic Enter-  
7 prises for the Bill and Melinda Gates Foundation, 4  
8 out of 10 young adults between the ages of 16 and  
9 24 lacking a high school diploma received some type  
10 of government assistance in 2001, and the lifetime  
11 cost to the United States of a dropout who enters  
12 a life of crime or drugs ranges from \$1,700,000 to  
13 \$2,300,000.

14 (5) According to the National Center for Edu-  
15 cation Statistics, measuring economic outcomes as of  
16 2000, students completing high school in 4 years  
17 had, on average, higher wage rates and annual earn-  
18 ings than those who took longer to complete a high  
19 school credential. High school dropouts, on average,  
20 earn about \$1,000,000 less over a lifetime than col-  
21 lege graduates.

22 (6) By some estimates, less than half of stu-  
23 dents who enter 9th grade graduate from high  
24 school and enter postsecondary education, and for  
25 those who do, many are not academically prepared.

1 Twenty-eight percent of first-time college freshman  
2 in fall 2000 took at least 1 remedial course. Forty-  
3 two percent of first-time community college fresh-  
4 man took at least 1 remedial course.

5 (7) According to the Education Commission of  
6 the States, nearly 60 percent of today's jobs require  
7 some training or education beyond high school, com-  
8 pared to just 20 percent in the 1940s.

9 (8) According to a 2003 report for the Edu-  
10 cational Testing Service, the fastest-growing and  
11 best-paying jobs are those that require some college  
12 education. As baby-boomers retire, however, the  
13 shortage of workers with some college-level skills  
14 may increase to more than 14,000,000 by 2020.

15 (9) According to the findings of a 2006 study  
16 conducted by the American College Testing Program  
17 (ACT), the skills required for high school students  
18 to be ready to successfully enter postsecondary edu-  
19 cation and to enter workforce training programs are  
20 comparable. The report found that high school grad-  
21 uates need a comparable level of readiness in read-  
22 ing and mathematics to enter college-level courses  
23 without remediation and to enter workforce training  
24 programs in jobs that are likely to offer family-sup-

1       porting wages and the potential for career advance-  
2       ment.

3           (10) According to a 2003 report for the Edu-  
4       cational Testing Service, about 40 percent of Amer-  
5       ican adults do not have skills typical of those with  
6       some college, but the fastest job growth will occur in  
7       those jobs in which incumbent workers currently  
8       have skill levels reflecting at least some postsec-  
9       ondary education.

10          (11) Increases in a country's overall level of  
11       educational attainment leads to increases in its over-  
12       all rate of economic growth. According to a 2003 re-  
13       port for the Educational Testing Service, increasing  
14       a country's average level of schooling by only 1 year  
15       can increase economic growth by about 5 to 15 per-  
16       cent.

17       (b) PURPOSES.—The purposes of this Act are—

18           (1) to increase the graduation rate of students  
19       from high school;

20           (2) to increase the number of high school stu-  
21       dents prepared with 21st century skills for college-  
22       level work and workforce development after gradua-  
23       tion from secondary school;

24           (3) to improve the long-term labor market pros-  
25       pects for young people;

1 (4) to establish State and regional partnerships  
2 among education, business, labor, and workforce and  
3 economic development leaders for the purposes of—

4 (A) creating or enhancing educational  
5 pathways for high school students to postsec-  
6 ondary education, including registered appren-  
7 ticeship programs, and to 21st century careers;

8 (B) aligning the requirements for success-  
9 fully exiting secondary education and entering  
10 postsecondary education and workforce develop-  
11 ment; and

12 (C) developing a coherent vision for com-  
13 munity development that complements and co-  
14 ordinates ongoing and new efforts in education  
15 and workforce and economic development;

16 (5) to increase the use of industry-based skill  
17 standards, such as those certifications developed by  
18 the Manufacturing Skill Standards Council and the  
19 National Institute for Metalworking Skills; and

20 (6) to increase the number of highly skilled and  
21 agile workers available to employers, particularly in  
22 high skill, high demand industries.

23 **SEC. 3. DEFINITIONS.**

24 In this Act:

1           (1) AT-RISK YOUTH.—The term “at-risk youth”  
2 means a high school student who—

3           (A) is economically disadvantaged, as de-  
4 termined by the student being—

5           (i) eligible for free or reduced price  
6 lunch under the Richard B Russell Na-  
7 tional School Lunch Act (42 U.S.C. 1751  
8 et seq.);

9           (ii) eligible to receive medical assist-  
10 ance under the State Medicaid program es-  
11 tablished under title XIX of the Social Se-  
12 curity Act (42 U.S.C. 1396 et seq.); or

13           (iii) a member of a family receiving  
14 assistance under the State program funded  
15 under part A of title IV of the Social Secu-  
16 rity Act (42 U.S.C. 601 et seq.);

17           (B) is at risk for academic failure;

18           (C) is a student with disabilities;

19           (D) is a student who is a homeless child or  
20 youth, as defined in section 725 of the McKin-  
21 ney-Vento Homeless Assistance Act (42 U.S.C.  
22 11434a);

23           (E) is a migrant student or a student with  
24 limited English proficiency;

25           (F) is a youth offender; or

1 (G) is in foster care or is aging out of the  
2 foster care system.

3 (2) BOARD.—The term “Board” means the Na-  
4 tional Academic and Career Innovation Center  
5 Board established under section 301(d).

6 (3) CAREER PATHWAY.—The term “career  
7 pathway” means a rigorous, engaging, and high-  
8 quality set of courses and services that—

9 (A) includes an articulated sequence of  
10 academic and career courses, including 21st  
11 century skills;

12 (B) is aligned with the needs of high skill,  
13 high demand industries in a region or State;

14 (C) prepares students for entry into the  
15 full range of postsecondary education options,  
16 including registered apprenticeships, and ca-  
17 reers;

18 (D) provides academic and career coun-  
19 seling in student-to-counselor ratios that allow  
20 students to make informed decisions about aca-  
21 demic and career options;

22 (E) meets State academic standards, State  
23 requirements for secondary school graduation  
24 and is aligned with requirements for entry into



postsecondary education, and applicable industry standards; and

(F) leads to 2 or more credentials, including—

(i) a secondary school diploma; and

(ii) a postsecondary degree, an apprenticeship or other occupational certification, a certificate, or a license.

(4) CENTER.—The term “Center” means the National Academic and Career Innovation Center established under section 301.

(5) DIRECTOR.—The term “Director” means the Director of the National Academic and Career Innovation Center.

(6) DROPOUT RECOVERY.—The term “dropout recovery” means a wide range of effective efforts to provide former high school students who did not graduate from secondary school in a standard number of years with an opportunity to earn a secondary school diploma and continue onto postsecondary education.

(7) HIGH SCHOOL STUDENT.—The term “high school student” means a student who is enrolled in a public secondary school—

(A) in one of grades 9 through 12; or

(B) in the case of a student enrolled in a secondary school approved by a State to issue a regular diploma concurrently with a postsecondary degree or with not more than 2 years' worth of postsecondary academic credit, in grade 13.

(8) HIGH SKILL, HIGH DEMAND INDUSTRY.—

(A) IN GENERAL.—The term “high skill, high demand industry” means an industry that—

(i) has a significant current or potential impact on the regional economy overall;

(ii) brings net dollars into a region or is critical to attracting and sustaining businesses within the industry;

(iii) stimulates the growth of other supporting businesses, or the growth of other industries or economic sectors within the region;

(iv) provides workers with competitive and family-supporting wages and benefits that increase the strength and vitality of the entire regional economy; and

1 (v) provides opportunities for career  
2 advancement.

3 (B) DETERMINATION.—The determination  
4 of whether an industry is a high skill, high de-  
5 mand industry shall be made using State or re-  
6 gional business and labor market projections  
7 and an analysis of real time data derived from  
8 labor market transactions.

9 (9) INSTITUTION OF HIGHER EDUCATION.—The  
10 term “institution of higher education” has the  
11 meaning given the term in section 101 of the Higher  
12 Education Act of 1965 (20 U.S.C. 1001).

13 (10) LOCAL EDUCATIONAL AGENCY.—The term  
14 “local educational agency” has the meaning given  
15 the term in section 9101 of the Elementary and Sec-  
16 ondary Education Act of 1965 (20 U.S.C. 7801).

17 (11) ONE-STOP CENTER.—The term “one-stop  
18 center” means a one-stop center described in section  
19 134(c) of the Workforce Investment Act of 1998 (29  
20 U.S.C. 2864(c)).

21 (12) PATHWAYS GRANTS.—The term “pathways  
22 grants” means the grants authorized under title I  
23 (excluding section 103) and title II.

24 (13) POSTSECONDARY EDUCATION.—The term  
25 “postsecondary education” means—

1 (A) not less than a 1-year program of in-  
2 struction offered by an institution of higher  
3 education that is acceptable for credit toward  
4 an associate or a baccalaureate degree; or

5 (B) a certificate or registered apprentice-  
6 ship program at the postsecondary level offered  
7 by an institution of higher education or a non-  
8 profit educational institution.

9 (14) REGIONAL PARTNERSHIP.—The term “re-  
10 gional partnership” means a regional pathways part-  
11 nership receiving funds under section 103.

12 (15) REGISTERED APPRENTICESHIP PRO-  
13 GRAM.—The term “registered apprenticeship pro-  
14 gram” means an industry skills training program at  
15 the postsecondary level that combines technical and  
16 theoretical training through structured on-the-job  
17 learning with related instruction (in classrooms or  
18 through distance learning) while an individual is em-  
19 ployed, working under the direction of qualified per-  
20 sonnel or a mentor, and earning incremental wage  
21 increases aligned to enhanced job proficiency, result-  
22 ing in the acquisition of a nationally recognized and  
23 portable certificate, under a plan approved by the  
24 Office of Apprenticeship or a State agency recog-  
25 nized by the Department of Labor.

1           (16) SECONDARY SCHOOL.—The term “sec-  
 2           ondary school” has the meaning given the term in  
 3           section 9101 of the Elementary and Secondary Edu-  
 4           cation Act of 1965 (20 U.S.C. 7801).

5           (17) STATE.—The term “State” means each of  
 6           the several States, the District of Columbia, the  
 7           Commonwealth of Puerto Rico, the United States  
 8           Virgin Islands, Guam, American Samoa, and the  
 9           Commonwealth of the Northern Mariana Islands.

10          (18) STATE EDUCATIONAL AGENCY.—The term  
 11          “State educational agency” has the meaning given  
 12          the term in section 9101 of the Elementary and Sec-  
 13          ondary Education Act of 1965 (20 U.S.C. 7801).

14          (19) STATE P-16 OR P-20 COUNCIL.—The term  
 15          “State P-16 or P-20 Council” means a body of  
 16          public officials and public and private sector leaders  
 17          that—

18                (A) is established by a State executive  
 19                order, statute, or voluntary agreement and may  
 20                be regularly chaired or co-chaired by the Gov-  
 21                ernor of the State;

22                (B) sets formal, aligned expectations for a  
 23                seamless system of education from the earliest  
 24                years of a child’s development through the kin-

1           dergarten through grade 12 system and into  
2           and through postsecondary education;

3           (C) acts as a venue for collaboration across  
4           early learning, including preschool (the “P”)  
5           through the first 4 years of higher education  
6           (the “16”) or through doctoral and professional  
7           schools (the “20”); and

8           (D) receives State, foundation, business, or  
9           other funding to carry out the body’s agenda.

10          (20) STATE PARTNERSHIP.—The term “State  
11          partnership” means a State pathways partnership as  
12          established or appointed under section 101(b)(1).

13          (21) STATE WORKFORCE INVESTMENT  
14          BOARD.—The term “State Workforce Investment  
15          Board” has the meaning given the term in section  
16          101 of the Workforce Investment Act of 1998 (29  
17          U.S.C. 2801).

18          (22) WORK-BASED EXPERIENCE.—The term  
19          “work-based experience” means an activity for high  
20          school students, postsecondary students, or teachers  
21          that provides career knowledge, skills, and abilities,  
22          including job-shadowing and internships.

# **TITLE I—CAREER PATHWAYS GRANTS**

## **3 SEC. 101. STATE PARTNERSHIP PLANNING GRANTS.**

### **4 (a) GRANTS AUTHORIZED.—**

5 (1) IN GENERAL.—The Director is authorized  
6 to award planning grants to eligible State partner-  
7 ships for the purpose of enabling the State partner-  
8 ships to complete comprehensive planning to carry  
9 out activities establishing career pathways.

10 (2) GRANT PERIOD.—A planning grant awarded  
11 under this section shall be for a period of not more  
12 than 1 year.

13 (3) MAXIMUM AMOUNT.—A planning grant  
14 awarded under this section may not be more than  
15 \$250,000.

16 (4) NONRENEWABILITY.—The Director shall  
17 not award a State partnership more than 1 planning  
18 grant under this section.

### **19 (b) ELIGIBILITY.—**

20 (1) IN GENERAL.—An entity shall be a State  
21 pathways partnership for purposes of this Act if the  
22 entity—

23 (A) has been established as the State path-  
24 ways partnership by the Governor of a State

1 and is composed of the members described in  
2 paragraph (3); or

3 (B) has been appointed by the Governor of  
4 a State as the State pathways partnership  
5 under paragraph (2).

6 (2) APPOINTMENT OF ORGANIZATION.—The  
7 Governor may appoint an existing education, work-  
8 force, or economic development organization, such as  
9 the State Workforce Investment Board, the State P-  
10 16 or P-20 Council, a joint labor-management part-  
11 nership organization, or a business-education part-  
12 nership, as the State pathways partnership for pur-  
13 poses of this Act if the organization—

14 (A) includes, or modifies the members of  
15 the organization to include, the representatives  
16 required under paragraph (3)(A); or

17 (B) establishes a subcommittee that in-  
18 cludes such representatives and uses such sub-  
19 committee to carry out the duties of the State  
20 partnership under this Act.

21 (3) PARTNERS.—

22 (A) REQUIRED PARTNERS.—A State path-  
23 ways partnership shall include a representative  
24 from each of the following:



1 (i) Public secondary education, who  
2 shall be the chief State school officer.

3 (ii) A public 2-year institution of  
4 higher education.

5 (iii) A public 4-year institution of  
6 higher education.

7 (iv) A business and trade organiza-  
8 tion.

9 (v) An economic development entity.

10 (vi) The State Workforce Investment  
11 Board.

12 (vii) The State employment security  
13 agency.

14 (viii) The recognized State federation  
15 of labor.

16 (ix) A joint apprenticeship and train-  
17 ing committee.

18 (x) A labor organization that rep-  
19 resents teachers.

20 (xi) The State P-16 or P-20 Council,  
21 if such a council exists in the State.

22 (B) OTHER PARTNERS.—A State pathways  
23 partnership may include other members, such  
24 as—

1 (i) additional representatives de-  
2 scribed in subparagraph (A);

3 (ii) additional representatives of pub-  
4 lic secondary education, such as the chief  
5 State school officer responsible for career  
6 and technical education; or

7 (iii) nontraditional participants, in-  
8 cluding representatives from philanthropic  
9 organizations or members of regional part-  
10 nerships.

11 (4) STATE AUTHORITY.—The Governor of a  
12 State receiving a planning grant under this section  
13 has the authority to appoint a fiscal and an adminis-  
14 trative agent for the State partnership.

15 (c) APPLICATION.—

16 (1) IN GENERAL.—Each State partnership de-  
17 siring a planning grant under this section shall sub-  
18 mit an application to the Director at such time, in  
19 such manner, and accompanied by such information  
20 as the Director may reasonably require.

21 (2) CONTENTS.—Each application submitted  
22 under this subsection shall—

23 (A) describe the members of the State  
24 partnership;

1 (B) describe the activities for which assist-  
 2 ance under this section is sought;

3 (C) describe proposed performance bench-  
 4 marks to be used to measure progress under  
 5 the planning grant;

6 (D) provide a budget for use of funds to  
 7 complete required activities in section (d); and

8 (E) provide such additional assurances and  
 9 information as the Director determines to be es-  
 10 sential to ensure compliance with the require-  
 11 ments of this section.

12 (3) PERFORMANCE BENCHMARKS.—Before a  
 13 State partnership receives a planning grant under  
 14 this section, the State partnership and the Director  
 15 shall jointly determine the performance benchmarks  
 16 that shall be established for the purposes of the  
 17 planning grant.

18 (d) REQUIRED ACTIVITIES.—A State partnership re-  
 19 ceiving funds under this subsection shall carry out all of  
 20 the following:

21 (1) Analyze State labor market information in  
 22 order to create career pathways and carry out the  
 23 purposes of this Act.

1           (2) Identify and agree on State or regional high  
2           skill, high demand industries for the purposes of  
3           planning career pathways.

4           (3) Identify existing Federal, State, and private  
5           resources for youth development and plan to lever-  
6           age other existing Federal, State, and private re-  
7           sources to strengthen partnerships and implementa-  
8           tion grant activities.

9           (4)(A) Provide a description of existing (as of  
10          the time of the application)—

11           (i) State academic standards for secondary  
12           school graduation and industry standards;

13           (ii) State requirements for secondary  
14           school graduation and entry requirements for  
15           postsecondary education;

16           (iii) State policies or models for career and  
17           guidance counseling; and

18           (iv) career pathway-related programs and  
19           activities for secondary school students, such as  
20           programs of study under the Carl D. Perkins  
21           Career and Technical Education Act of 2006  
22           (20 U.S.C. 2301 et seq.), or early college or  
23           dual enrollment programs.

24           (B) A State partnership may use an already  
25           completed review of the information described in

1        subparagraph (A) that has been completed by the  
 2        State P-16 or P-20 Council, or other entity recog-  
 3        nized by the State, if the review is not more than  
 4        2 years old. If the review does not contain all of the  
 5        information required in clauses (i) through (iv) of  
 6        subparagraph (A), the State partnership shall com-  
 7        plete the missing components.

8            (5) Plan for the alignment of State require-  
 9        ments for secondary school graduation and entry to  
 10       postsecondary education.

11           (6) Identify possible areas in which statewide  
 12        teacher and administration professional development  
 13        or teacher certification related to promising practices  
 14        in career pathways will be needed and plan for such  
 15        professional development.

16           (7) Plan for and create a State partnership im-  
 17        plementation plan to submit to the Center.

18           (8) Determine the criteria for selecting regional  
 19        partnerships for implementation subgrants in ac-  
 20        cordance with section 102(e)(1), which—

21                (A) will incorporate the concepts of career  
 22                pathways and high skill, high demand indus-  
 23                tries; and

24                (B) may incorporate criteria such as low  
 25                graduation rates and low academic achievement

1           in the schools served by the regional partner-  
2           ship.

3           (e) MATCHING REQUIREMENT.—Each State partner-  
4 ship receiving a planning grant under this section shall  
5 provide an amount, in cash or in-kind, that is not less  
6 than 15 percent of the amount of the grant, to carry out  
7 the activities supported by the grant. The matching re-  
8 quirement under this subsection may be provided from  
9 funds available from other Federal, State, local, or private  
10 sources to carry out such activities.

11          (f) REPORTING REQUIREMENT.—Not later than 1  
12 year after an eligible State partnership receives a planning  
13 grant under this section, the partnership shall submit a  
14 report to the Director on the State’s performance of the  
15 activities described in subsection (d). The report shall in-  
16 clude—

17           (1) a description of the use of funds, including  
18 matching funds required under subsection (e), to  
19 carry out required activities under subsection (d);  
20 and

21           (2) a description of the progress of the State  
22 partnership in meeting the performance benchmarks  
23 under subsection (c)(3).

24 **SEC. 102. STATE PARTNERSHIP IMPLEMENTATION GRANTS.**

25           (a) GRANTS AUTHORIZED.—

1           (1) IN GENERAL.—The Director is authorized  
2           to award implementation grants, on a competitive  
3           basis, to eligible State partnerships described in sub-  
4           section (c) to enable the State partnerships to estab-  
5           lish or enhance career pathways.

6           (2) GRANT PERIOD.—An implementation grant  
7           awarded under this section shall be for a period of  
8           not more than 5 years.

9           (3) NONRENEWABILITY.—

10           (A) IN GENERAL.—The Director shall not  
11           award a State partnership more than 1 imple-  
12           mentation grant under this section except as  
13           provided in subparagraph (B).

14           (B) EXCEPTION.—In cases where the Di-  
15           rector determines that the State partnership is  
16           high performing and the activities supported by  
17           the State partnership warrant additional grant  
18           funding, the Director may continue to provide  
19           funding to a State partnership through a tran-  
20           sition grant under section 104.

21           (b) USE OF FUNDS.—An eligible State partnership  
22           that receives an implementation grant under this sec-  
23           tion—

1           (1) may reserve not more than 20 percent of  
2           the grant funds to carry out the activities described  
3           in paragraphs (2) through (5) of subsection (e); and

4           (2) shall use not less than 80 percent of the  
5           grant funds to make subgrants to regional partner-  
6           ships in accordance with subsection (e)(1).

7           (c) ELIGIBILITY.—To be eligible for an implementa-  
8           tion grant under this section, a State partnership de-  
9           scribed in section 101(b) shall have—

10           (1) received a planning grant under section 101  
11           and completed all requirements of such grant; or

12           (2) completed a satisfactory application, includ-  
13           ing a plan to coordinate with required partners and  
14           complete the required activities described in section  
15           101(d) during the 5-year period of an implementa-  
16           tion grant under this section.

17           (3) STATE PARTNERSHIP AUTHORITY.—A State  
18           partnership receiving an implementation grant under  
19           this section shall appoint a fiscal and an administra-  
20           tive agent for the implementation of such grant.

21           (d) APPLICATION.—

22           (1) IN GENERAL.—Each eligible State partner-  
23           ship desiring an implementation grant under this  
24           section shall submit an application to the Director at  
25           such time, in such manner, and accompanied by



1       such information as the Director may reasonably re-  
2       quire.

3           (2) CONTENTS.—Each application submitted  
4       under this subsection shall include—

5           (A) a description of the members of the  
6       State partnership;

7           (B) a description of how the State partner-  
8       ship completed the required activities described  
9       in section 101(d), if applicable;

10          (C) a description of the activities for which  
11       assistance under this section is sought;

12          (D) a description of how the State partner-  
13       ship will coordinate with required partners and  
14       complete the required partnership activities de-  
15       scribed in subsection (e) over the 5-year dura-  
16       tion of an implementation grant awarded under  
17       this section;

18          (E) a budget proposal of the cost of the  
19       activities supported by the implementation  
20       grant, and a timeline for the provision of the  
21       matching funds required under subsection (f);

22          (F) proposed performance measures in ac-  
23       cordance with section 302 to be used to assess  
24       and evaluate the progress of the career path-  
25       ways activities of regional partnerships;

(G) a description of how the State partnership will collect long-term aggregated data on students assisted under the implementation grant, in accordance with section 444 of the General Education Provisions Act (the Family Educational Rights and Privacy Act of 1974) (20 U.S.C. 1232g), for purposes of reporting progress in grant activities; and

(H) such additional assurances as the Director determines to be essential to ensure compliance with the requirements of this section.

(e) REQUIRED ACTIVITIES.—An eligible State partnership receiving an implementation grant under this section shall—

(1) award subgrants to eligible regional partnerships in accordance with section 103;

(2) develop and implement coherent, early, and sustained statewide academic and career guidance strategies linked to high skill, high demand industries;

(3) collect data from regional partnerships on the performance measures selected by the partnership and Director in accordance with section 302 for career pathways activities carried out by the regional partnerships;

1           (4) convene the State partnership members on  
2           a regular basis, and at least on a semiannual basis;

3           (5) assist regional partnerships to create coher-  
4           ent career pathways, including the provision of tech-  
5           nical assistance and capacity building activities, such  
6           as the dissemination of best practices and tools with-  
7           in the State;

8           (6) provide any necessary statewide teacher and  
9           school administrator professional development re-  
10          lated to career pathways and coordinate with exist-  
11          ing professional development efforts or activities;

12          (7) in consultation with regional partnerships,  
13          make recommendations on State and local policies to  
14          foster the development of career pathways for high  
15          school students; and

16          (8) in coordination with regional partnerships,  
17          conduct ongoing studies to continuously improve ca-  
18          reer pathways, including testing innovative ap-  
19          proaches, within the State in order to achieve high  
20          level performance and to maximize coordination of  
21          the studies with the Center's studies under title III.

22          (f) MATCHING REQUIREMENT.—

23               (1) IN GENERAL.—Each State partnership re-  
24               ceiving an implementation grant under this section  
25               shall provide an amount, in cash or in-kind, that is

1 not less than 25 percent of the amount of the grant,  
2 to carry out the activities supported by the grant.  
3 The matching requirement under this subsection  
4 may be provided from funds available from other  
5 Federal, State, local, or private sources to carry out  
6 such activities.

7 (2) TIMING OF MATCHING CONTRIBUTION.—An  
8 eligible State partnership may satisfy the matching  
9 requirement of an implementation grant awarded  
10 under this section at any time during the 5-year du-  
11 ration of the grant, as specified in the budget pro-  
12 posal that is submitted in the application process  
13 and approved by the Director.

14 (g) REPORTING REQUIREMENT.—For each year of  
15 the grant period, each eligible State partnership receiving  
16 an implementation grant under this section shall submit  
17 a report to the Director on the State's performance of the  
18 activities described in subsection (e). Each report shall in-  
19 clude—

20 (1) a description of the use of funds, including  
21 matched funds, to complete required activities under  
22 subsection (d); and

23 (2) a description of the performance of the  
24 State partnership in meeting the performance meas-  
25 ures under section 302.

1 **SEC. 103. REGIONAL PARTNERSHIP SUBGRANTS.**

2 (a) IN GENERAL.—The administrative agent ap-  
 3 pointed under section 102(c)(3) by a State partnership re-  
 4 ceiving an implementation grant under such section shall,  
 5 on behalf of the State partnership, award subgrants, on  
 6 a competitive basis, to eligible regional partnerships to en-  
 7 able the eligible regional partnerships to establish or en-  
 8 hance career pathways.

9 (b) ELIGIBILITY FOR SUBGRANTS.—

10 (1) REQUIRED PARTNERS.—In order for a re-  
 11 gional area of a State served by a State partnership  
 12 receiving an implementation grant under section 102  
 13 to participate in the subgrant program under this  
 14 section, the regional area shall form a regional path-  
 15 ways partnership that includes a representative from  
 16 each of the following:

17 (A) Public secondary education, who may  
 18 be a representative of a local educational agen-  
 19 cy.

20 (B) Postsecondary education, including  
 21 public 2-year and 4-year postsecondary edu-  
 22 cation institutions.

23 (C) A business or trade organization.

24 (D) The local workforce board, as defined  
 25 in section 101 of the Workforce Investment Act  
 26 of 1998 (29 U.S.C. 2801).

1 (E) An economic development entity.

2 (F) Local elected officials.

3 (G) A central labor council.

4 (H) A labor organization that represents  
5 teachers.

6 (I) High school students and postsec-  
7 ondary education students.

8 (J) Parents or legal guardians of high  
9 school students and postsecondary education  
10 students.

11 (K) A community-based organization that  
12 is relevant to career pathways.

13 (2) OTHER PARTNERS.—A regional partnership  
14 may include other members, such as additional rep-  
15 resentatives described in paragraph (1), representa-  
16 tives of educational service agencies, or nontradi-  
17 tional participants, including representatives from  
18 philanthropic organizations.

19 (3) DESIGNATION.—A regional area may agree  
20 to designate an existing education, workforce, or eco-  
21 nomic development organization such as a local  
22 workforce investment board, regional economic devel-  
23 opment authority, joint labor management partner-  
24 ship organization, or business-education partnership,

1 as the regional pathways partnership for purposes of  
2 this Act if the organization—

3 (A) includes, or modifies the members of  
4 the organization to include, the representatives  
5 required under paragraph (1); or

6 (B) establishes a subcommittee that in-  
7 cludes such representatives and uses such sub-  
8 committee to carry out the duties of the re-  
9 gional partnership under this Act.

10 (c) REGIONAL PARTNERSHIP AUTHORITY.—A re-  
11 gional partnership shall choose an entity to be the fiscal  
12 agent and an entity to be the administrative agent for the  
13 subgrant funds received under this section.

14 (d) APPLICATION FOR SUBGRANT.—

15 (1) IN GENERAL.—Each regional partnership  
16 desiring a subgrant under this section shall submit  
17 an application to the State partnership at such time,  
18 in such manner, and accompanied by such informa-  
19 tion as the State partnership may reasonably re-  
20 quire.

21 (2) CONTENTS.—Each application submitted  
22 pursuant to this subsection shall include—

23 (A) a description of the activities for which  
24 assistance under this section is sought, includ-

1           ing activities to address the needs of at-risk  
2           youth;

3                 (B) proposed performance measures in ac-  
4           cordance with section 302 to be used to assess  
5           and evaluate the progress of the career path-  
6           ways activities under this section;

7                 (C) a budget for use of funds to complete  
8           the required activities in subsection (e);

9                 (D) a definition of the geographic bound-  
10          aries of the region to be served by the career  
11          pathways initiatives, including whether the re-  
12          gion is—

13                     (i) a local workforce investment area  
14                     established under section 116 of the Work-  
15                     force Investment Act of 1998 (29 U.S.C.  
16                     2831);

17                     (ii) an economic development area as  
18                     defined by the State; or

19                     (iii) justified on other criteria, includ-  
20                     ing—

21                             (I) the alignment of labor market  
22                             areas;

23                             (II) school districts and edu-  
24                             cation service agencies;



1 (III) postsecondary educational  
2 institutions and area career and tech-  
3 nical schools;

4 (IV) geographic distances; or

5 (V) regional resources that are  
6 available to effectively administer the  
7 activities carried out under this sec-  
8 tion;

9 (E) a description of how meetings of the  
10 regional partnership will be convened on a reg-  
11 ular basis;

12 (F) an assurance that employers providing  
13 student work-based experiences will provide or  
14 arrange for the necessary liability coverage as  
15 determined by the participating secondary  
16 schools; and

17 (G) such additional assurances as the  
18 State partnership determines to be essential to  
19 ensure compliance with the requirements of this  
20 section.

21 (e) USE OF FUNDS.—

22 (1) RESERVATION OF AMOUNTS.—Of the  
23 subgrant amount received by an eligible regional  
24 partnership under this section—

1 (A) not less than 85 percent of the  
2 subgrant funds shall be used to carry out the  
3 activities described in subparagraphs (A)  
4 through (D) of paragraph (2); and

5 (B) a total of not more than 15 percent of  
6 the subgrant funds shall be spent to—

7 (i) carry out the activities described in  
8 subparagraphs (E) through (G) of para-  
9 graph (2);

10 (ii) pay for the costs associated with  
11 the fiscal or administrative agent; or

12 (iii) sustain the regional partnership.

13 (2) REQUIRED ACTIVITIES.—A regional part-  
14 nership receiving a subgrant under this section shall  
15 use subgrant funds to—

16 (A) establish or enhance career pathways  
17 for high school students in high skill, high de-  
18 mand industries;

19 (B) establish or designate an intermediary  
20 with demonstrated experience in working with  
21 schools serving high school students, postsec-  
22 ondary education, and the workforce delivery  
23 system, and within the partnership area that  
24 shall under financial agreement with the re-  
25 gional partnership—

- 1 (i) coordinate career pathways activi-  
2 ties;
- 3 (ii) conduct community outreach and  
4 informational activities related to career  
5 pathways;
- 6 (iii) consider the needs of individual  
7 school districts in the regional partnership  
8 area; and
- 9 (iv) identify academic and career  
10 counseling options and resources (such as  
11 the one-stop career center career services,  
12 including resources and services funded  
13 under the Wagner-Peyser Act (29 U.S.C.  
14 49 et seq.) to counsel students and the stu-  
15 dents' families in the development of ca-  
16 reer pathways plans to ensure that stu-  
17 dents' course crediting and content re-  
18 quirements for secondary school gradua-  
19 tion and entrance into postsecondary edu-  
20 cation are aligned and that shall have a  
21 ratio of students to counselors of not more  
22 than 1:150; and
- 23 (v) develop work-based experiences for  
24 high school students and teachers;

1 (C) train and provide professional develop-  
 2 ment to individuals providing academic and ca-  
 3 reer counseling options in the area served by  
 4 the regional partnership, or designate the inter-  
 5 mediary described in subparagraph (B) to pro-  
 6 vide such training and professional develop-  
 7 ment;

8 (D) develop and implement a dropout re-  
 9 covery strategy for entry into career pathways  
 10 for former high school students who have  
 11 dropped out of school;

12 (E) complete a community asset map or  
 13 build upon an existing analysis of resources by  
 14 workforce boards or other entities to identify  
 15 those existing resources that can be leveraged  
 16 in a region and the gaps that need to be ad-  
 17 dressed to strengthen connections between ef-  
 18 fective education and career success;

19 (F) coordinate with existing support serv-  
 20 ices for students; and

21 (G) track and report on the progress of the  
 22 regional partnership in meeting performance  
 23 goals negotiated with the State partnership.

24 (f) OPTIONAL ACTIVITIES.—A regional partnership  
 25 receiving a subgrant under this section may—

1           (1) provide funds for student fees and books  
2           and equipment fees associated with completing in-  
3           dustry certification assessments or exams for Ad-  
4           vanced Placement and International Baccalaureate  
5           courses for high school students who are at or below  
6           200 percent of the Federal poverty level line, in  
7           order to support a career pathway in a high skill,  
8           high demand industry for such students;

9           (2) provide funds for costs associated with stu-  
10          dent work-based experiences in high skill, high de-  
11          mand industries, except that no such funds shall be  
12          used to pay wages;

13          (3) create 1-to-1 mentorships between the most  
14          at-risk youth in a career pathway and responsible,  
15          supportive adults within the region as identified by  
16          the regional partnership;

17          (4) assist students in identifying and com-  
18          pleting financial aid applications for postsecondary  
19          education; and

20          (5) provide funds to expand the scope of career  
21          services for career pathway students offered by one-  
22          stop centers within the region.

23          (g) REPORTING REQUIREMENT.—For each year of  
24          the grant period, each eligible regional partnership receiv-  
25          ing a subgrant under this section shall submit a report

1 to the State partnership on the partnership's performance  
 2 on the activities described in subsection (e). Each report  
 3 shall include—

4 (1) a description of the use of funds, including  
 5 any matched funds, to complete the required activi-  
 6 ties under subsection (e); and

7 (2) a description of the performance of the  
 8 partnership in meeting the performance measures,  
 9 as described in section 302 consistent with section  
 10 444 of the General Education Provisions Act.

11 **SEC. 104. STATE PARTNERSHIP TRANSITION GRANTS.**

12 (a) GRANTS AUTHORIZED.—

13 (1) IN GENERAL.—The Director is authorized  
 14 to award transition grants, on a competitive basis,  
 15 to eligible State partnerships described in subsection  
 16 (b) to enable the State partnerships to continue suc-  
 17 cessful career pathways programs, while increasing  
 18 State and regional investment and gradually de-  
 19 creasing Federal funds.

20 (2) GRANT PERIOD.—A transition grant award-  
 21 ed under this section shall be for a period of not  
 22 more than 3 years.

23 (3) NONRENEWABILITY.—The Director shall  
 24 not award a State partnership more than 1 transi-  
 25 tion grant under this section.

1       (b) ELIGIBILITY.—To be eligible for a transition  
 2 grant under this section, a State partnership shall have  
 3 received an implementation grant under section 102 and  
 4 satisfactorily completed all requirements of such grant.

5       (c) APPLICATION.—

6           (1) IN GENERAL.—Each eligible State partner-  
 7 ship desiring a transition grant under this section  
 8 shall submit an application to the Director at such  
 9 time, in such manner, and accompanied by such in-  
 10 formation as the Director may reasonably require.

11          (2) CONTENTS.—Each application submitted  
 12 under this subsection shall provide—

13           (A) a description of the activities for which  
 14 assistance under this section is sought;

15           (B) a description of how the State partner-  
 16 ship has made progress on the activities de-  
 17 scribed in section 102(e);

18           (C) description of how the State partner-  
 19 ship will coordinate with required partners and  
 20 complete the required partnership activities de-  
 21 scribed in subsection (d) over the duration of a  
 22 grant awarded under this section;

23           (D) a budget proposal of the cost of the  
 24 activities supported by the transition grant, and

1 a timeline for the provision of the matching  
2 funds required under subsection (e);

3 (E) proposed performance measures in ac-  
4 cordance with section 302 to be used to assess  
5 and evaluate the progress of the activities of  
6 State partnerships under this section; and

7 (F) such additional assurances as the Di-  
8 rector determines to be essential to ensure com-  
9 pliance with the requirements of this section.

10 (d) ACTIVITIES.—A State partnership receiving a  
11 transition grant under this section—

12 (1) shall use grant funds to continue the activi-  
13 ties required under section 102(e); and

14 (2) may use grant funds to expand career ex-  
15 ploration and guidance activities to students in  
16 grades lower than grade 9, with priority given to  
17 serving such students who are at risk of failure to  
18 graduate, based on indicators for middle school stu-  
19 dents predictive of whether or not a student is on  
20 track to graduate from secondary school with a reg-  
21 ular diploma.

22 (e) MATCHING REQUIREMENT.—

23 (1) IN GENERAL.—Each State partnership re-  
24 ceiving a transition grant under this section shall  
25 provide, from funds available from other Federal,



1 State, local, or private sources to carry out the ac-  
2 tivities supported by the transition grant—

3 (A) for the first year of the grant, an  
4 amount that is not less than 25 percent of the  
5 amount of the grant for such year;

6 (B) for the second year of the grant, an  
7 amount that is not less than 50 percent of the  
8 amount of the grant for such year; and

9 (C) for the third year of the grant, an  
10 amount that is not less than 75 percent of the  
11 amount of the grant for such year.

12 (2) USE AND TYPE OF MATCHING FUNDS.—The  
13 matching funds required under paragraph (1) may  
14 be provided in cash or in-kind and shall be used to  
15 carry out the activities supported by the transition  
16 grant under this section.

17 (f) REPORTING REQUIREMENT.—For each year of  
18 the grant period, each eligible State partnership receiving  
19 a transition grant under this section shall submit a report  
20 to the Director on the State's performance of the activities  
21 described in subsection (d). Each report shall include—

22 (1) a description of the use of funds, including  
23 matched funds, to complete the required activities  
24 described in subsection (d); and

1           (2) a description of the performance of the  
 2       State partnership in meeting the performance meas-  
 3       ures, as described in section 302.

4 **TITLE II—CAREER PATHWAYS**  
 5 **PARTNERSHIP SUPPLE-**  
 6 **MENTAL GRANTS**

7 **SEC. 201. STATE PARTNERSHIP SUPPLEMENTAL GRANTS**  
 8 **PROGRAM AUTHORIZED.**

9       (a) PURPOSES.—The purposes of this title are—

10           (1) to enhance the capacity of States and re-  
 11       gions to offer career pathways to high school stu-  
 12       dents;

13           (2) to enhance one-stop career services for  
 14       youth to more effectively provide career exploration  
 15       and guidance services to high school students and  
 16       postsecondary students; and

17           (3) to increase the number of registered ap-  
 18       prenticeship programs in high skill, high demand in-  
 19       dustries.

20       (b) GRANTS AUTHORIZED.—The Director is author-  
 21       ized to award, on a competitive basis, supplemental grants  
 22       described in section 202 to States to enable the States  
 23       to carry out the activities described in such section.

1 (c) DURATION OF GRANT.—Each eligible State re-  
 2 ceiving a grant under this title shall use the grant funds  
 3 within a 5-year period, as designated by the Director.

4 (d) NON-RENEWABILITY.—An eligible State may not  
 5 receive more than 1 grant under each subsection of section  
 6 202.

7 **SEC. 202. TYPES OF SUPPLEMENTAL GRANTS.**

8 (a) CAREER PATHWAYS CURRICULUM DEVELOP-  
 9 MENT GRANTS.—

10 (1) PURPOSES.—The purposes of a grant under  
 11 this subsection are—

12 (A) to increase the number of innovative,  
 13 high quality, rigorous, engaging, and relevant  
 14 career pathways curricula available for the pur-  
 15 pose of instructing high school students through  
 16 the development of new, or enhancement of ex-  
 17 isting, model courses of study focused on high  
 18 skill, high demand industries;

19 (B) to support the development of career  
 20 pathways curricula that develop and reinforce  
 21 reading and mathematics skills for high school  
 22 students, including through the real world ap-  
 23 plication of academics; and

24 (C) to establish teacher training processes  
 25 that will provide effective professional develop-

1           ment in the application of each career pathways  
2           course sequence assisted under this subsection.

3           (2) APPLICATIONS.—

4                 (A) IN GENERAL.—The Governor of a  
5           State, in partnership with the State partnership  
6           serving the State, may submit an application  
7           for a curriculum grant under this subsection to  
8           the Director at such time, in such manner, and  
9           containing such information as the Director  
10          may require.

11                (B) PEER REVIEW.—Applications for a  
12          curriculum grant under this subsection shall be  
13          peer reviewed by a panel of experts in cur-  
14          riculum development, career pathways or career  
15          and technical education, and workforce develop-  
16          ment and industry.

17                (C) CONTENTS.—Each application sub-  
18          mitted under this paragraph shall—

19                   (i) be submitted during the period  
20                   that the State partnership serving the  
21                   State is receiving an implementation grant  
22                   under section 102;

23                   (ii) demonstrate a need for the cur-  
24                   riculum grant;

1 (iii) describe the activities for which  
2 assistance under this subsection is sought,  
3 including—

4 (I) how the applicant will carry  
5 out the activities described in para-  
6 graph (4);

7 (II) how the applicant will in-  
8 clude the industry standards of the  
9 relevant industries in the development  
10 of the curriculum;

11 (III) how the applicant will col-  
12 laborate with and incorporate input  
13 from representatives from the State  
14 partnership members in the develop-  
15 ment of the curriculum; and

16 (IV) the research or evidence  
17 that supports the key curriculum  
18 theories and activities of the proposed  
19 career pathways curriculum;

20 (iv) include a budget of the cost of the  
21 project and a time-line for the provision of  
22 the matching funds required under para-  
23 graph (6);

24 (v) include a description of the per-  
25 formance benchmarks to be used to meas-

1           ure the development, implementation, dis-  
 2           tribution, and professional development  
 3           concerning career pathways curriculum;

4           (vi) provide an assurance that cur-  
 5           ricula and other products or materials de-  
 6           veloped under this Act will be made avail-  
 7           able to the Center for distribution; and

8           (vii) provide such additional assur-  
 9           ances as the Director determines to be es-  
 10          sential to ensure compliance with the re-  
 11          quirements of this title.

12           (3) FISCAL AND ADMINISTRATION AGENT.—The  
 13          Governor of a State receiving a curriculum grant  
 14          under this subsection shall appoint the State edu-  
 15          cational agency to serve as the fiscal agent and ad-  
 16          minister the grant funds.

17           (4) REQUIRED ACTIVITIES.—A State receiving  
 18          a curriculum grant under this subsection shall use  
 19          the grant funds—

20           (A) to develop a curriculum with industry  
 21          engagement that—

22           (i) provides a logical sequence of inte-  
 23          grated academic and career-related  
 24          coursework focused on a specific high skill,

1 high demand industry and meets regional  
2 or national workforce needs;

3 (ii) incorporates rigorous academic  
4 content from core academic subjects, as  
5 defined in section 9101 of the Elementary  
6 and Secondary Education Act of 1965 (20  
7 U.S.C. 7801), in a majority of the courses  
8 within each curricular sequence of study,  
9 so that a majority of courses are eligible  
10 for academic credit, and links the material  
11 in each course to State academic content  
12 standards;

13 (iii) provides academic rigor to career  
14 pathways courses;

15 (iv) emphasizes the development of  
16 communication skills, such as reading,  
17 writing, speaking, mathematic, and science  
18 skills across all courses and provides for  
19 the development of work readiness skills  
20 and 21st century work skills, including  
21 problem solving skills, communication  
22 skills, analytic skills, time management,  
23 teamwork, and technological prowess;

24 (v) provides knowledge of all aspects  
25 of an industry;

1 (vi) uses best practices within cur-  
2 riculum development theory, including rig-  
3 orous standards, higher order thinking  
4 skills, real world applications, project-based  
5 learning, contextual learning, and other  
6 practices;

7 (vii) incorporates opportunities for  
8 work-based experience within each career  
9 pathways course sequence; and

10 (viii) prepares high school students  
11 for postsecondary education and skills de-  
12 velopment programs;

13 (B) to create curriculum materials and in-  
14 structional resources that will support the  
15 teaching and learning of the career pathways  
16 curriculum developed under this subsection; and

17 (C) to develop a statewide teacher profes-  
18 sional development implementation plan that  
19 will describe the model of professional develop-  
20 ment used for teacher training, including  
21 courses that will increase the capacity of teach-  
22 ers to effectively implement the career pathways  
23 curriculum developed under this subsection, and  
24 a description of the costs of such a program.



1           (5) OPTIONAL USE OF FUNDS.—In addition to  
2           the required activities under subsection (g), a State  
3           receiving a grant under this subsection may use the  
4           grant funds—

5                   (A) to create career and technical edu-  
6                   cation course sequences that lead to an industry  
7                   certificate;

8                   (B) to develop and include transitional  
9                   mathematics and reading courses for students  
10                  who struggle to meet the academic require-  
11                  ments necessary to enter and successfully com-  
12                  plete postsecondary education or workforce de-  
13                  velopment; or

14                  (C) to provide options for high school stu-  
15                  dents to concurrently earn college credit  
16                  through establishing college course articulation  
17                  agreements.

18           (6) MATCHING REQUIREMENT.—Each State  
19           partnership receiving a curriculum grant under this  
20           subsection shall provide an amount, in cash or in-  
21           kind, that is not less than 25 percent of the amount  
22           of the grant, to carry out the activities supported by  
23           the grant. The matching requirement under this  
24           subsection may be provided from funds available

1 from other Federal, State, local, or private sources  
2 to carry out such activities.

3 (7) EVALUATION AND REPORTING REQUIRE-  
4 MENT.—Each State partnership in a State receiving  
5 a curriculum grant under this subsection shall annu-  
6 ally report to the Director regarding—

7 (A) the progress made on the activities de-  
8 scribed in paragraph (4), including the progress  
9 made in the development and distribution of the  
10 career pathways curriculum assisted through  
11 the grant;

12 (B) the data and information gathered to  
13 benchmark appropriate outcomes of the cur-  
14 riculum development, implementation, distribu-  
15 tion, and professional development, which may  
16 include student outcomes;

17 (C) the use of grant funds, including  
18 matched funds, by the State; and

19 (D) the State's progress on the perform-  
20 ance benchmarks described in paragraph (2)(C)  
21 that are established with the agreement of the  
22 Director.

23 (8) RULE OF CONSTRUCTION.—Nothing in this  
24 section shall be construed to authorize an officer or  
25 employee of the Federal Government to mandate, di-

1 rect, or control a State's, local educational agency's,  
 2 or school's specific instructional content, academic  
 3 achievement standards or assessments, curriculum,  
 4 or program of instruction.

5 (b) CAREER PATHWAYS CAPACITY EXPANSION AND  
 6 MODERNIZATION GRANTS.—

7 (1) PURPOSE.—The purpose of this subsection  
 8 is to enable States to better prepare students for  
 9 postsecondary education and careers in State and re-  
 10 gional high skill, high demand industries by pro-  
 11 viding eligible States with grants in order to expand,  
 12 enhance, and modernize school facilities and equip-  
 13 ment to reflect the requirements of State and re-  
 14 gional high skill, high demand industries.

15 (2) DEFINITION OF QUALIFYING REGION.—In  
 16 this subsection, the term “qualifying region” means  
 17 a region of a State that has a regional partnership  
 18 that has—

19 (A) previously received a partnership im-  
 20 plementation subgrant under section 103; and

21 (B) a low graduation rate, compared to the  
 22 State average, or a high percentage of at-risk  
 23 youth, compared to the State average.

24 (3) APPLICATION.—

1           (A) IN GENERAL.—A Governor of a State,  
2           in partnership with the State partnership serv-  
3           ing the State, desiring an expansion and mod-  
4           ernization grant under this section shall submit  
5           an application to the Director at such time, in  
6           such manner, and accompanied by such infor-  
7           mation as the Director may reasonably require.

8           (B) CONTENTS.—Each application sub-  
9           mitted under subparagraph (A) shall—

10           (i) be submitted during the period  
11           that the State partnership serving the  
12           State is receiving an implementation grant  
13           under section 102;

14           (ii) demonstrate a need for the expan-  
15           sion, enhancement, or modernization of ex-  
16           isting facilities or equipment as of the date  
17           of the application, in qualifying regions;

18           (iii) describe the activities for which  
19           assistance under this subsection is sought;

20           (iv) describe creative arrangements to  
21           maximize the use of the facilities and  
22           equipment that are expanded, enhanced, or  
23           modernized with grant funds under this  
24           subsection, by sharing the facilities and

1 equipment with other schools or postsec-  
 2 ondary programs;

3 (v) include a budget of the cost of the  
 4 project and a timeline for the provision of  
 5 the matching funds required under para-  
 6 graph (6);

7 (vi) describe the performance bench-  
 8 marks to be used to measure the State's  
 9 progress in implementing a grant under  
 10 this subsection; and

11 (vii) provide such additional assur-  
 12 ances as the Director determines to be es-  
 13 sential to ensure compliance with the re-  
 14 quirements of this title.

15 (4) FISCAL AND ADMINISTRATION AGENT.—The  
 16 Governor of a State receiving an expansion and  
 17 modernization grant under this subsection shall ap-  
 18 point the State facilities authority or State agency  
 19 responsible for school construction and renovation to  
 20 serve as the fiscal agent and administer the grant  
 21 funds.

22 (5) REQUIRED ACTIVITIES.—A State receiving  
 23 an expansion and modernization grant under this  
 24 subsection shall use the grant funds to—

1 (A) make necessary expansions or enhance-  
 2 ments to existing facilities in qualifying regions;  
 3 and

4 (B) modernize equipment essential to in-  
 5 struction within the career pathways cur-  
 6 rriculum.

7 (6) NON-FEDERAL FUNDS MATCHING REQUIRE-  
 8 MENT.—Each State partnership receiving an expan-  
 9 sion and modernization grant under this subsection  
 10 shall provide, from non-Federal sources, an amount  
 11 that is not less than 50 percent of the amount of the  
 12 grant, to carry out the activities supported by the  
 13 grant. The matching requirement under this para-  
 14 graph may be provided in cash or in-kind.

15 (7) EVALUATION AND REPORTING REQUIRE-  
 16 MENTS.—Each State partnership in a State receiv-  
 17 ing an expansion and modernization grant under  
 18 this subsection shall annually submit a report to the  
 19 Director regarding—

20 (A) the State’s progress made on the ac-  
 21 tivities described in paragraph (5);

22 (B) the use of grant funds by the State;  
 23 and

24 (C) the State’s progress on the perform-  
 25 ance benchmarks described in paragraph (3)(B)

1           that are established with the agreement of the  
2           Director.

3           (c) REGISTERED APPRENTICESHIP GRANTS IN HIGH  
4 SKILL, HIGH DEMAND INDUSTRIES.—

5           (1) PURPOSE.—The purpose of this subsection  
6           is to enable States to expand or create registered ap-  
7           prenticeship programs in high skill, high demand in-  
8           dustries.

9           (2) APPLICATION.—

10           (A) IN GENERAL.—The Governor, in part-  
11           nership with the State partnership serving the  
12           State, may submit an application for an ap-  
13           prenticeship grant under this subsection to the  
14           Director at such time, in such manner, and  
15           containing such information as the Director  
16           may require.

17           (B) CONTENTS.—Each application sub-  
18           mitted under subparagraph (A) shall—

19                   (i) be submitted during the period  
20                   that the State partnership serving the  
21                   State is receiving an implementation grant  
22                   under section 102;

23                   (ii) demonstrate a need for creation or  
24                   expansion of registered apprenticeship pro-

grams in high skill, high demand industries;

(iii) describe the activities for which assistance under this subsection is sought;

(iv) describe the performance benchmarks to be used to measure the development, implementation, and distribution concerning registered apprenticeship programs;

(v) include a budget of the cost of the project and a time line for the provision of the matching funds required under paragraph (5); and

(vi) provide such additional assurances as the Director determines to be essential to ensure compliance with the requirements of this title.

(3) FISCAL AND ADMINISTRATION AGENT.—In the case of a State receiving an apprenticeship grant under this subsection—

(A) that has a State apprenticeship council recognized by the Department of Labor, the State apprenticeship council administrative agency shall serve as the fiscal agent and administer the grant funds; or



1 (B) where the Office of Apprenticeship of  
2 the Department of Labor administers the reg-  
3 istered apprenticeship program, the Governor of  
4 the State shall appoint the appropriate State  
5 agency to serve as the fiscal agent and admin-  
6 ister the grant funds.

7 (4) REQUIRED ACTIVITIES.—An eligible State  
8 receiving an apprenticeship grant under this sub-  
9 section shall use the grant funds for activities nec-  
10 essary to create or expand registered apprenticeship  
11 programs in high skill, high demand industries, in-  
12 cluding—

13 (A) developing and administering a new or  
14 enhancing an existing registered apprenticeship  
15 program in a high skill, high demand industry  
16 as identified by the State;

17 (B) registering the apprenticeship program  
18 with the Department of Labor;

19 (C) providing or arranging for equipment  
20 necessary for training in the registered appren-  
21 ticeship program;

22 (D) developing skills-based theoretical and  
23 technical classroom and on-the-job curricula;

1 (E) identifying and training, as appro-  
2 priate, instructors for the registered apprentice-  
3 ship program; and

4 (F) conducting outreach and marketing  
5 about the registered apprenticeship program to  
6 interested stakeholders, including secondary  
7 schools serving high school students.

8 (5) PROHIBITED USE.—A State partnership re-  
9 ceiving an apprenticeship grant under this sub-  
10 section shall not use any Federal funds provided  
11 under the grant to pay wages or provide benefits to  
12 workers.

13 (6) NON-FEDERAL FUNDS MATCHING REQUIRE-  
14 MENT.—Each State partnership receiving an ap-  
15 prenticeship grant under this subsection shall pro-  
16 vide, from non-Federal sources, an amount that is  
17 not less than 25 percent of the amount of the grant,  
18 to carry out the activities supported by the grant.  
19 The matching requirement under this paragraph  
20 may be provided in cash or in-kind.

21 (7) EVALUATION AND REPORTING REQUIRE-  
22 MENT.—Each State partnership in a State receiving  
23 an apprenticeship grant under this subsection shall  
24 annually submit a report to the Director regard-  
25 ing—

1 (A) the progress made on the activities de-  
 2 scribed in paragraph (4);

3 (B) the use of grant funds, including  
 4 matched funds, by the State; and

5 (C) the State's progress on the perform-  
 6 ance benchmarks described in paragraph (2)(B)  
 7 that are established with the agreement of the  
 8 Director.

9 (d) YOUTH ONE-STOP CAREER SERVICES ENHANCE-  
 10 MENT GRANT.—

11 (1) PURPOSE.—The purpose of this subsection  
 12 is to enable States to make career services available  
 13 through one-stop centers—

14 (A) more welcoming and user-friendly for  
 15 secondary school students; and

16 (B) more accessible to such students while  
 17 in school.

18 (2) APPLICATION.—

19 (A) IN GENERAL.—The Governor of a  
 20 State, in partnership with the State partnership  
 21 serving the State, may submit an application  
 22 for a career services enhancement grant under  
 23 this subsection to the Director at such time, in  
 24 such manner, and containing such information  
 25 as the Director may require.

1 (B) CONTENTS.—Each application sub-  
2 mitted under subparagraph (A) shall—

3 (i) be submitted during the period  
4 that the State partnership serving the  
5 State is receiving an implementation grant  
6 under section 102;

7 (ii) demonstrate a need for the en-  
8 hancement or expansion of one-stop career  
9 guidance and exploration services for high  
10 school students;

11 (iii) describe the activities for which  
12 assistance under this subsection is sought;

13 (iv) describe the performance bench-  
14 marks to be used to measure the State's  
15 progress in implementing a grant under  
16 this subsection;

17 (v) include a budget of the cost of the  
18 project and a time-line for the provision of  
19 the matching funds required under para-  
20 graph (5); and

21 (vi) provide such additional assur-  
22 ances as the Director determines to be es-  
23 sential to ensure compliance with the re-  
24 quirements of this subsection.

1           (3) FISCAL AND ADMINISTRATION AGENT.—The  
 2       Governor of a State receiving a career services en-  
 3       hancement grant under this subsection shall appoint  
 4       the State Workforce Investment Board or the State  
 5       workforce administrative entity as the fiscal agent  
 6       and the entity responsible for administering the  
 7       grant. The State Workforce Investment Board shall  
 8       give preference for resources available under this  
 9       grant to one-stop centers in regions with regional  
 10      partnerships receiving a subgrant under section 103.

11          (4) REQUIRED ACTIVITIES.—A State receiving  
 12      a career services enhancement grant under this sub-  
 13      section shall use the grant funds to expand or en-  
 14      hance career guidance and exploration services for  
 15      students provided through one-stop centers, includ-  
 16      ing resources funded under the Wagner-Peyser Act  
 17      (29 U.S.C. 49 et seq.), by—

18                (A) enhancing services for students partici-  
 19      pating in career pathways, such as enhancing—

20                   (i) job search and placement assist-  
 21                   ance and, as appropriate, career coun-  
 22                   seling;

23                   (ii) the provision of employment sta-  
 24                   tistics information, including the provision  
 25                   of accurate information related to local, re-

1 gional, and national labor market areas,  
2 which may include—

3 (I) job vacancy listings in the  
4 labor market area;

5 (II) information on the job skills  
6 necessary to obtain those jobs; and

7 (III) information related to local  
8 occupations in demand and the earn-  
9 ings and skill requirements of such oc-  
10 cupations;

11 (iii) the provision of performance in-  
12 formation and program cost information  
13 on eligible providers of training described  
14 in section 122 of the Workforce Invest-  
15 ment Act of 1998 (29 U.S.C. 2842);

16 (iv) comprehensive and specialized as-  
17 sessments of skill levels and development  
18 of plans to identify and attain career goals;

19 (v) individual counseling and career  
20 planning; and

21 (vi) short-term prevocational services,  
22 such as the development of learning skills,  
23 presentation skills, resume writing skills,  
24 interviewing skills, punctuality, and profes-  
25 sional conduct, among others, to prepare

1 individuals for unsubsidized employment;  
2 or

3 (B) providing one-stop center career serv-  
4 ices in proximity to high school students, sub-  
5 ject to the requirements of section 134(c) of the  
6 Workforce Investment Act of 1998 (29 U.S.C.  
7 2864(c)).

8 (5) MATCHING REQUIREMENT.—Each State  
9 partnership receiving a career services enhancement  
10 grant under this subsection shall provide an amount,  
11 in cash or in-kind, that is not less than 50 percent  
12 of the amount of the grant, to carry out the activi-  
13 ties supported by the grant. The matching require-  
14 ment under this subsection may be provided from  
15 funds available from other Federal, State, local, or  
16 private sources to carry out such activities.

17 (6) EVALUATION AND REPORTING REQUIRE-  
18 MENT.—Each eligible State partnership in a State  
19 receiving a career services enhancement grant under  
20 this subsection shall submit a report to the Director  
21 regarding—

22 (A) the progress made on the activities de-  
23 scribed in paragraph (4);

24 (B) the use of grant funds, including  
25 matched funds, by the State partnership; and

(C) the State’s progress on the performance benchmarks described in paragraph (2)(B) that are established with the agreement of the Director.

## **TITLE III—GENERAL PROVISIONS**

### **SEC. 301. ESTABLISHMENT OF THE NATIONAL ACADEMIC AND CAREER INNOVATION CENTER.**

(a) PURPOSE.—The purpose of this section is to establish a National Academic and Career Innovation Center that—

(1) encourages innovations to address the constant changes in the highly competitive global economy;

(2) serves as a national resource for State partnerships and regional partnerships in the United States by—

(A) disseminating information on research and best practices regarding the development of career pathways;

(B) disseminating demonstrated curricula developed by States; and

(C) supporting the efforts of State partnerships and regional partnerships to offer career pathways of proven effectiveness;



1           (3) designs and conducts performance evalua-  
2           tions of career pathways activities, to determine  
3           whether the short- and long-term goals of the activi-  
4           ties are being met; and

5           (4) administers, oversees, and evaluates all ca-  
6           reer pathways grants.

7           (b) ESTABLISHMENT.—

8           (1) IN GENERAL.—There is established the Na-  
9           tional Academic and Career Innovation Center,  
10          which shall be administered under the terms of an  
11          interagency agreement entered into by the Secretary  
12          of Education, the Secretary of Labor, and the Sec-  
13          retary of Commerce (in this section referred to as  
14          the “Interagency Group”).

15          (2) OFFICES.—The Center shall have offices  
16          separate from the offices of the Department of Edu-  
17          cation, the Department of Labor, and the Depart-  
18          ment of Commerce.

19          (3) RECOMMENDATIONS.—The Interagency  
20          Group shall consider the recommendations of the  
21          Board, established under subsection (d), in planning  
22          the goals of the Center and in implementing any  
23          programs to achieve such goals.

24          (c) DUTIES.—

1           (1) IN GENERAL.—In order to serve as a na-  
2           tional resource for States and regions creating and  
3           implementing career pathways in the United States,  
4           the Center is authorized—

5                   (A) to administer and oversee grants and  
6                   contracts under this Act;

7                   (B) to conduct evaluations and research in  
8                   accordance with section 303 to determine the  
9                   effectiveness of the career pathways initiative  
10                  under this Act;

11                  (C) to make findings as to whether the  
12                  goals of the career pathways initiatives under  
13                  this Act have been met by the grant programs  
14                  created under this Act;

15                  (D) to work with State partnerships and  
16                  regional partnerships to develop performance  
17                  measures, in accordance with section 302, to  
18                  determine whether the short- and long-term  
19                  goals of the activities being funded by the ca-  
20                  reer pathways grants described in this Act are  
21                  being met;

22                  (E) to advise Congress and the Depart-  
23                  ments of Labor, Education, and Commerce on  
24                  the development and continuous improvement  
25                  of career pathways;

1 (F) to communicate and coordinate with  
 2 the Departments of Labor, Education, and  
 3 Commerce on related activities administered by  
 4 one or more of the Departments; and

5 (G) to disseminate information, through  
 6 online and other resources that are easily acces-  
 7 sible, that shall—

8 (i) consist of—

9 (I) model career pathways cur-  
 10 rricula developed under section 202(a);  
 11 and

12 (II) proven best practices and ca-  
 13 reer resources, including multi-media  
 14 information and products identified by  
 15 the Center, other entities, and reposi-  
 16 tories of information; and

17 (ii) facilitate the ability of secondary  
 18 schools serving high school students or  
 19 other educational entities to access and im-  
 20 plement model career pathways curricula if  
 21 the schools or entities so choose.

22 (2) GRANTS AND CONTRACTS.—The Center  
 23 may award grants to, or enter into contracts or co-  
 24 operative agreements with, individuals, public or pri-

1 vate institutions, agencies, or organizations, to carry  
 2 out the activities of the Center.

3 (3) DISCLOSURES.—The Center shall publicly  
 4 disclose, through an easily accessible website, the  
 5 Center’s justification for the Center’s decision to ap-  
 6 prove or reject each application for a grant under  
 7 this Act and, in the case of an application that is  
 8 approved, the amount of the grant awarded.

9 (4) PROHIBITION ON REQUIRED USE OF A CUR-  
 10 RICULUM.—The Director shall not—

11 (A) use online resources supported under  
 12 this section to develop a national curriculum; or

13 (B) require States to use any model career  
 14 pathways curriculum included in the online re-  
 15 sources.

16 (d) NATIONAL ACADEMIC AND CAREER INNOVATION  
 17 CENTER BOARD.—

18 (1) ESTABLISHMENT.—

19 (A) IN GENERAL.—There shall be a Na-  
 20 tional Academic and Career Innovation Center  
 21 Board, which shall consist of 15 individuals ap-  
 22 pointed by the President with the advice and  
 23 consent of the Senate.

24 (B) COMPOSITION.—The Board shall be  
 25 comprised of individuals who are not otherwise

1 officers or employees of the Federal Govern-  
2 ment and who are representative of—

3 (i) public secondary education;

4 (ii) public postsecondary education,  
5 including 2-year and 4-year institutions of  
6 higher education;

7 (iii) businesses and trade organiza-  
8 tions that demonstrate an interest in ca-  
9 reer pathways;

10 (iv) high school students or postsec-  
11 ondary students, including at-risk youth;

12 (v) workforce development;

13 (vi) economic development;

14 (vii) State and local governments;

15 (viii) parents or legal guardians of  
16 students; and

17 (ix) labor organizations.

18 (2) DUTIES.—The Board shall—

19 (A) make recommendations concerning the  
20 appointment of the Director and staff of the  
21 Center;

22 (B) advise the Center and the Interagency  
23 Group on a vision of career pathways that—

24 (i) create opportunities for high school  
25 students to make successful transitions to

1 postsecondary education and employment  
 2 and improve the long-term economic pros-  
 3 perity for themselves and their families;  
 4 and

5 (ii) play an integral part in the larger  
 6 workforce and economic development sys-  
 7 tems;

8 (C) provide independent advice on the op-  
 9 eration of the Center; and

10 (D) receive reports from the Interagency  
 11 Group and the Director.

12 (3) APPOINTMENTS.—

13 (A) IN GENERAL.—Each member of the  
 14 Board shall be appointed for a term of 5 years,  
 15 except that the initial terms for members may  
 16 be 1, 2, or 3 years in order to establish a rota-  
 17 tion in which  $\frac{1}{3}$  of the members are selected in  
 18 each of the first 3 years of a 5-year cycle.

19 (B) TERM LIMIT.—Any such member may  
 20 be appointed for not more than 1 full term.

21 (C) VACANCIES.—Any vacancy in the  
 22 Board shall not affect the powers of the Board,  
 23 but shall be filled in the same manner as the  
 24 original appointment.

1                   (D) ELECTION OF OFFICERS.—The Board  
2                   shall elect a Chairperson and Vice Chairperson  
3                   of the Board from among the members of the  
4                   Board.

5                   (E) MEETINGS.—The Board shall meet at  
6                   the call of the Chairperson or a majority of the  
7                   members of the Board.

8           (e) DIRECTOR.—The Board, after considering rec-  
9           ommendations made by the Interagency Group, shall ap-  
10          point and fix the pay of a Director.

11          (f) GIFTS, BEQUESTS, AND DEVISES.—

12               (1) IN GENERAL.—The Center may accept, ad-  
13               minister, and use for the purposes of the Center  
14               gifts or donations of services, money, or property,  
15               whether real or personal, tangible or intangible.

16               (2) RULES.—The Board shall establish written  
17               rules setting forth the criteria to be used by the  
18               Center in determining whether the acceptance of  
19               contributions of services, money, or property whether  
20               real or personal, tangible or intangible, would reflect  
21               unfavorably upon the ability of the Center or any  
22               employee to carry out the responsibilities of the Cen-  
23               ter or employee, or official duties, in a fair and ob-  
24               jective manner, or would compromise the integrity or

1 the appearance of the integrity of the Center's pro-  
 2 grams or any official involved in those programs.

3 (g) FUNDING.—Any amounts appropriated to the  
 4 Secretary of Education, the Secretary of Labor, the Sec-  
 5 retary of Commerce, or the head of any other department  
 6 that participates in the Center, for the purposes that the  
 7 Center is authorized to perform under this Act, may be  
 8 provided to the Center for such purposes.

9 **SEC. 302. ACCOUNTABILITY AND PERFORMANCE MEASURE-**  
 10 **MENT.**

11 (a) PURPOSE.—The purpose of this section is to es-  
 12 tablish an accountability system, comprised of the activi-  
 13 ties described in this section, in order to—

14 (1) assess the effectiveness of State and re-  
 15 gional activities assisted under this Act to help high  
 16 school students successfully transition from sec-  
 17 ondary school to postsecondary education and em-  
 18 ployment primarily in high skill, high demand indus-  
 19 tries by acquiring the skills and knowledge that lead  
 20 to long-term career success;

21 (2) improve the State and regional career path-  
 22 ways activities assisted under this Act;

23 (3) assess the effectiveness of State and re-  
 24 gional career pathways activities in creating a highly



1 skilled and agile workforce that meets 21st century  
2 skill demands;

3 (4) maximize the return on investment of Fed-  
4 eral funds in State and regional career pathways ac-  
5 tivities assisted under this Act; and

6 (5) assess the effectiveness of State and re-  
7 gional career pathways in connecting efforts in edu-  
8 cation, economic, and workforce development.

9 (b) PERFORMANCE MEASURES.—

10 (1) IN GENERAL.—For each State partnership  
11 and regional partnership, performance measures  
12 shall consist of the indicators of performance de-  
13 scribed in paragraph (2) and the level of perform-  
14 ance described in paragraph (3).

15 (2) INDICATORS OF PERFORMANCE.—The indi-  
16 cators of performance shall consist of the following:

17 (A) INTERIM INDICATORS.—

18 (i) Student participation in a career  
19 pathway.

20 (ii) Student attainment of a secondary  
21 school diploma, disaggregated by the sub-  
22 groups described in section  
23 1111(b)(2)(C)(v)(II) of the Elementary  
24 and Secondary Education Act of 1965 (20  
25 U.S.C. 6311(b)(2)(C)(v)(II)).

1 (iii) Student participation in a career  
 2 pathway and attainment of a secondary  
 3 school diploma, disaggregated by the sub-  
 4 groups described in such section  
 5 1111(b)(2)(C)(v)(II).

6 (B) TRANSITIONAL INDICATORS.—

7 (i) Student acquisition of a secondary  
 8 school diploma and entrance into postsec-  
 9 ondary education or employment.

10 (ii) Student acquisition of a secondary  
 11 school diploma and entrance into postsec-  
 12 ondary education or employment related to  
 13 a high skill, high demand industry.

14 (iii) Attainment of 1 or more recog-  
 15 nized credentials, which may include a cer-  
 16 tificate, license, journey-status card, or as-  
 17 sociate degree or baccalaureate degree.

18 (iv) Attainment of 1 or more recog-  
 19 nized credentials, which may include a cer-  
 20 tificate, license, journey-status card, or as-  
 21 sociate degree or baccalaureate degree re-  
 22 lated to a high skill, high demand industry.

23 (C) LONG-TERM INDICATORS.—

24 (i) Employment of individuals who  
 25 participated in a career pathway and at-

1           tained a secondary school diploma or a cre-  
2           dential.

3           (ii) Employment of individuals who  
4           participated in a career pathway and at-  
5           tained a secondary school diploma or a cre-  
6           dential related to a high skill, high demand  
7           industry.

8           (iii) The initial wage or salary level of  
9           individuals who participated in a career  
10          pathway and attained a secondary school  
11          diploma.

12          (iv) The initial wage or salary level of  
13          individuals who participated in a career  
14          pathway and attained a secondary school  
15          diploma and a credential.

16          (D) ADDITIONAL INDICATORS.—A State  
17          partnership may identify in the State imple-  
18          mentation application additional indicators that  
19          regional partnerships receiving a subgrant from  
20          the State partnership shall use to evaluate ca-  
21          reer pathways activities supported by the  
22          subgrant.

23          (3) LEVEL OF PERFORMANCE.—For each indi-  
24          cator of performance, there shall be a level of per-  
25          formance expressed in objective, quantifiable, and

1 measurable form and in a way to show the progress  
2 of the State toward continuously improving perform-  
3 ance.

4 (4) STATE PERFORMANCE MEASURES.—

5 (A) IN GENERAL.—Each State partnership  
6 that receives an implementation grant under  
7 section 102 or a transition grant under section  
8 104 shall reach agreement with the Director on  
9 the performance measures for the years covered  
10 by the implementation grant or the transition  
11 grant as a condition of receiving the grant. The  
12 performance measures shall take into account  
13 the State's economic conditions, student charac-  
14 teristics, graduation rates, and the activities or  
15 services provided supported by the grants.

16 (B) ADJUSTMENTS.—If unanticipated cir-  
17 cumstances arise in a State resulting in a sig-  
18 nificant change in the State's economic condi-  
19 tions, student characteristics, secondary school  
20 graduation rates, or activities or services pro-  
21 vided, the State partnership Governor may re-  
22 quest that the Director adjust the level of per-  
23 formance for the State.

24 (5) REGIONAL PERFORMANCE MEASURES.—

1 (A) IN GENERAL.—Each regional partner-  
2 ship that receives a career pathways subgrant  
3 under section 103 shall reach agreement with  
4 the State partnership on the regional levels of  
5 performance for each core indicator and any ad-  
6 ditional indicators that the State partnership  
7 may establish in accordance with this sub-  
8 section for the years covered by the grant as a  
9 condition of receiving the subgrant. The per-  
10 formance measures shall take into account the  
11 economic conditions, student characteristics,  
12 graduation rates, and activities or services pro-  
13 vided within the region.

14 (B) ADJUSTMENTS.—If unanticipated cir-  
15 cumstances arise in a region, resulting in a sig-  
16 nificant change in the economic conditions, stu-  
17 dent characteristics, graduation rates, or activi-  
18 ties or services provided, the regional partner-  
19 ship may request that the State partnership ad-  
20 just the level of performance.

21 (6) CALCULATION RULES.—

22 (A) WAGE RECORDS.—In measuring  
23 progress in labor market-related core indicators,  
24 a State partnership or regional partnership  
25 shall use wage records, consistent with State

1 law and by making arrangements through the  
 2 Secretary of Labor, to ensure that the wage  
 3 records of any State or region are available to  
 4 any other State or region to the extent required  
 5 by the other State or region to complete the an-  
 6 nual report required under this section.

7 (B) REENTERING STUDENTS.—If a stu-  
 8 dent exits the education system at any point  
 9 during secondary school or postsecondary edu-  
 10 cation, a State partnership or regional partner-  
 11 ship shall include the student in the required  
 12 performance data if the student reenrolls in  
 13 public education before the student attains the  
 14 age of 24.

15 (c) REPORTS.—

16 (1) IN GENERAL.—Each State partnership that  
 17 receives a grant under this Act shall annually, for  
 18 each year of the grant, provide a report to the Cen-  
 19 ter that includes the progress of the State in accom-  
 20 plishing the performance measures or benchmarks  
 21 for the State, which annual report shall include—

22 (A) information on the progress each re-  
 23 gion receiving a career pathways subgrant made  
 24 in accomplishing its performance measures;

(B) the costs of the career pathways activities supported under the implementation grant under section 102 and any supplemental grants received by the State under title II, including—

(i) the type of cost, such as cash, personnel, equipment, supplies, or materials, or other cost; and

(ii) the sources used to pay such costs, such as funding from other Federal, State, or local public programs or private sector or philanthropic contributions, and the dollar value of the resources leveraged to cover such costs and support the activities; and

(C) any fiscal and management accountability information required by the Center, using sound financial and management practices.

(2) VALID AND RELIABLE INFORMATION.—In preparing the State reports under this subsection, each State partnership shall establish procedures, consistent with guidelines issued by the Center, to ensure that the information contained in the reports is valid and reliable.

1 (d) FERPA.—In carrying out the requirements of  
2 this section, each State, State partnership, and regional  
3 partnership shall comply with section 444 of the General  
4 Education Provisions Act (the Family Educational Rights  
5 and Privacy Act of 1974) (20 U.S.C. 1232g).

6 (e) AVAILABILITY OF INFORMATION.—The Director  
7 shall make the information in the State partnership re-  
8 ports required under this section available, through publi-  
9 cation and other appropriate methods, to—

10 (1) the Secretary of Commerce, the Secretary of  
11 Education, and the Secretary of Labor;

12 (2) the Committee on Health, Education,  
13 Labor, and Pensions of the Senate and the Com-  
14 mittee on Education and Labor of the House of  
15 Representatives; and

16 (3) the public.

17 **SEC. 303. EVALUATION AND RESEARCH.**

18 (a) IN GENERAL.—The Director is authorized to con-  
19 duct evaluation and research, either directly or through  
20 grants or contracts, to determine the effectiveness of the  
21 career pathway initiatives under this Act in meeting the  
22 purposes of this Act. Research topics may include—

23 (1) effective activities and interventions to en-  
24 gage high school students and help the students



1 transition to postsecondary education and careers,  
2 including improving outcomes for at-risk youth;

3 (2) effective improvements to data systems to  
4 better enable States and regions to measure student  
5 academic and career longitudinal outcomes; and

6 (3) the taxpayer return on investment in the ca-  
7 reer pathways initiative under this Act and the par-  
8 ticipant return on investment in the career pathways  
9 initiatives under this Act.

10 (b) AWARD BASIS.—Each grant or contract awarded  
11 under subsection (a) that is in an amount that exceeds  
12 \$200,000 shall be awarded only on a competitive basis,  
13 except that a noncompetitive award of more than  
14 \$200,000 may be made in the case of a project that is  
15 funded jointly with other public or private entities that  
16 provide a substantial portion of assistance under the grant  
17 or contract for the project.

18 (c) PEER REVIEW.—The Center shall utilize a peer  
19 review process—

20 (1) to review all applications for research and  
21 evaluation grants and contracts in excess of  
22 \$500,000; and

23 (2) to review and designate the exemplary and  
24 promising career pathways curricula, practices, and  
25 model approaches.

1 (d) METHODOLOGY.—Evaluations conducted under  
 2 this section shall utilize appropriate methodology and re-  
 3 search designs.

4 (e) DISTRIBUTION.—Not later than 60 days after the  
 5 completion of a final research or evaluation report under  
 6 this subsection, the Director shall—

7 (1) make the final report available to the public  
 8 and to the States; and

9 (2) submit the final report, accompanied by the  
 10 recommendations of the Center, as appropriate to  
 11 the Secretary of Commerce, the Secretary of Edu-  
 12 cation, and the Secretary of Labor, and the appro-  
 13 priate committees of Congress.

14 (f) AFFECT ON OTHER PROGRAMS.—The Secretary  
 15 of Commerce, the Secretary of Education, and the Sec-  
 16 retary of Labor shall take the findings of the evaluation  
 17 and research described in this section and the reports  
 18 under section 302(f) into account.

19 **SEC. 304. BENEFITS AND LABOR STANDARDS.**

20 (a) IN GENERAL.—The provisions of subsection  
 21 (a)(1), paragraphs (2), (3), and (4) of subsection (b), and  
 22 subsection (c), of section 181 of the Workforce Investment  
 23 Act of 1988 (29 U.S.C. 2931) that apply to individuals  
 24 participating in activities under title I of that Act (29

1 U.S.C. 2801 et seq.), shall apply in the same manner to  
 2 individuals participating in programs under this Act.

3 (b) REFERENCES.—For purposes of the application  
 4 described in subsection (a), a reference to—

5 (1) funds or a recipient of funds under that  
 6 title shall be considered to be a reference to funds  
 7 or a recipient of funds under this Act;

8 (2) a requirement or violation of that title shall  
 9 be considered to be a reference to a requirement or  
 10 violation of this Act; and

11 (3) the Secretary of Labor shall be considered  
 12 to be a reference to the Center.

13 **SEC. 305. SUNSHINE PROVISION.**

14 Each State partnership and regional partnership re-  
 15 ceiving a grant or subgrant under this Act shall make  
 16 available to the public—

17 (1) on a regular basis through open meetings—

18 (A) information about the activities of the  
 19 State partnership or regional partnership, re-  
 20 spectively, including information on the State  
 21 plan under section 101 and how to provide com-  
 22 ments prior to the State partnership's submis-  
 23 sion of the plan; and

1 (B) information about the membership of  
 2 the State partnership or regional partnership,  
 3 respectively; and

4 (2) upon request, the minutes of the formal  
 5 meetings of the State partnership or regional part-  
 6 nership, respectively.

7 **SEC. 306. AUTHORIZATION OF APPROPRIATIONS AND DIS-**  
 8 **TRIBUTION.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
 10 authorized to be appropriated to the Center to carry out  
 11 the activities described in this Act \$930,000,000 for fiscal  
 12 year 2010, and such sums as may be necessary for each  
 13 of the fiscal years 2011 through 2018.

14 (b) DISTRIBUTION.—

15 (1) IN GENERAL.—Of the amount appropriated  
 16 under subsection (a) for fiscal year 2010, the Center  
 17 shall use—

18 (A) \$12,000,000 to carry out section 101;

19 (B) a total of \$600,000,000 to carry out  
 20 sections 102, 103, and 104;

21 (C) \$300,000,000 to carry out section 201;

22 and

23 (D) \$18,000,000 to carry out title III.

24 (2) RATABLE REDUCTION.—In the event that  
 25 the amounts appropriated under this section for fis-

- 1 cal year 2010 is less than the amounts required to
- 2 carry out paragraph (1), the Center shall ratably re-
- 3 duce each such amount for such fiscal year.

